



**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY**

FRENKEL LAMBERT WEISS WEISMAN & GORDON, LLP  
80 Main Street, Suite 460  
West Orange, NJ 07052  
(973) 325-8800  
File No.: 03-019982-B00  
Douglas McDonough, Esq.  
Attorney ID: DM0973  
DMcDonough@flwlaw.com  
Attorney for BANK OF AMERICA, N.A., Secured Creditor

Order Filed on January 18, 2022  
by Clerk  
U.S. Bankruptcy Court  
District of New Jersey

Case No.: **17-21532-MBK**

Chapter 13

Judge: Michael B. Kaplan

In Re:

**Thomas L. Kenny**

Debtor.

**ORDER VACATING STAY AND CO-DEBTOR STAY AS TO REAL PROPERTY  
LOCATED AT 10 SUNRISE CIR, HOLMDEL, NJ 07733 AKA 10 SUNRISE CIR,  
HOLMDEL, MONMOUTH, NEW JERSEY 07733**

The relief set forth on the following page, numbered two (2) through three (3), is hereby **ORDERED**.

**DATED: January 18, 2022**

A handwritten signature in black ink, appearing to read "Michael B. Kaplan".  
Honorable Michael B. Kaplan  
United States Bankruptcy Judge

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Debtor: Thomas L. Kenny

Case No.: **17-21532-MBK**

Caption of Order: **Order Vacating Stay and Co-Debtor Stay As To Real Property Located at 10 Sunrise Cir, Holmdel, NJ 07733 aka 10 Sunrise Cir, Holmdel, Monmouth, New Jersey 07733**

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Upon the motion of BANK OF AMERICA, N.A. (the “Movant”), under Bankruptcy Code section 362(d) for relief from the automatic stay and relief from the Co-Debtor stay under Bankruptcy Code section 1301 as to certain real property located at 10 Sunrise Cir, Holmdel, NJ 07733 aka 10 Sunrise Cir, Holmdel, Monmouth, New Jersey 07733, (the “Subject Property”), and for cause shown, it is ORDERED:

1. That the automatic stay is vacated to permit the Movant to institute or resume and prosecute to conclusion one or more actions in the Court(s) of appropriate jurisdiction to pursue the Movant’s rights in the real property located at:

10 Sunrise Cir, Holmdel, NJ 07733  
aka

10 Sunrise Cir, Holmdel, Monmouth, New Jersey 07733

2. That the Movant may join the Debtor and any Trustee appointed in this case as defendants in its action(s) irrespective of any conversion to any other chapter of the Bankruptcy Code.
3. That this Order shall survive the conversion of this case to any other chapter of the Bankruptcy Code and remain in full force and effect.
4. That the Movant shall serve this order on the Debtor, any Trustee and any other party who entered an appearance on the motion.
5. That the fourteen (14) day stay of this order imposed by Federal Rule of Bankruptcy Procedure 4001(a)(3) is hereby waived, and stay relief is effective as of the date of this Order.

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Debtor: Thomas L. Kenny

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6. That the co-debtor stay under 11 U.S.C. § 1301 is vacated as to the co-debtor(s), Kathleen M Kenny, to permit BANK OF AMERICA, N.A. to pursue its rights in the Subject Property described above as to the co-debtor(s).